HON'BLE SRI JUSTICE L. NARASIMHA REDDY

Writ Petition No.10469 of 2006

Between:

P. Krishna … Petitioner

And

The State of Andhra Pradesh, rep.
by Principal Secretary to Government,
Panchayat Raj and Rural Development
Department, Hyderabad and others.

… Respondents

May 25, 2006

ORDER:

The petitioner was elected as Sarpanch of Korremula Panchayat, Ghatkesar Mandal. Through proceedings dated 26-4-2006, the District Collector, Ranga Reddy District removed him from the post of Sarpanch. The order is to come into effect from 29-5-2006. Aggrieved thereby, the petitioner preferred an appeal before the first respondent. He also filed an application for stay.

The grievance of the petitioner is that no orders have been passed by the first respondent on the stay petition and, therefore, he seeks appropriate directions in the writ petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for Panchayat Raj.

The petitioner availed the statutory remedy of appeal aggrieved by the orders passed by the second respondent. If appropriate interim orders are not passed by the appellate authority, the very purpose of preferring the appeal would be defeated. The order dated 26-4-2006 would come into force from 29-5-2006. Though the first respondent had ample time for passing interim orders, for one reason or the other, no orders are said to have been passed.

Therefore, the writ petition is disposed of directing that the order dated 26-4-2006 shall remain suspended till the first respondent disposes of the appeal preferred by the petitioner.

L.NARASIMHA REDDY, J.

May 25, 2006.

ARS